

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

1

**Court Minutes**

**August 4, 2008**

- C054011      THE PEOPLE v. O'BRIEN      (Not For Publication)**  
**C054462      THE PEOPLE v. DICKSON**  
The robbery special circumstance as to both defendants is reversed. In all other respects, the judgment against both defendants is affirmed.  
NICHOLSON, J.  
We Concur: Scotland, P.J.  
Blease, J.
- C054467      THE PEOPLE v. RAHE      (Not For Publication)**  
The judgment (order granting probation) is affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Nicholson, J.
- C057078      THE PEOPLE v. ROSNER      (Not For Publication)**  
The judgment is affirmed.  
SIMS, J.  
We Concur: Scotland, P.J.  
Hull, J.
- C054768      SMITH v. SEARS, ROEBUCK AND CO.      (Not For Publication)**  
The judgment is affirmed.  
DAVIS, J.  
We Concur: Blease, Acting P.J.  
Morrison, J.
- C056929      In re TAMAYA C. et al.; SACRAMENTO      (Not For Publication)**  
**COUNTY DEPARTMENT OF HEALTH**  
**AND HUMAN SERVICES v. CARLA C.**  
The judgment is affirmed.  
SIMS, Acting P.J.  
We Concur: Raye, J.  
Hull, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

2

**Court Minutes**

**August 4, 2008 continued**

**C056919      In re PHILLIP SIELER      (Not For Publication)  
on Habeas Corpus**

THE COURT:

It is ordered that the opinion filed herein on July 15, 2008, be modified ...

This modification does not change the judgment.

The petition for rehearing is denied.

MORRISON, Acting P.J.

Hull, J.

Butz, J.

**C058579      CENTRO WATT PROPERTY OWNER 1 v. RADIOLOGICAL ASSOCIATES  
C058998      OF SACRAMENTO MEDICAL GROUP**

BY THE COURT:

The stipulation of the parties for consolidation of the above cases is granted. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. ...

Appellant's combined opening brief is to be served and filed by the later of 30 days after the filing of the record in C058998, or September 23, 2008, per the stipulation of counsel filed in C058579.

SCOTLAND, P.J.

**August 5, 2008**

**C055420      THE PEOPLE v. ERWIN      (Not For Publication)**

The judgment is affirmed. We remand with directions that the court dismiss counts two and three and the remaining enhancements.

CANTIL-SAKAUYE, J.

We Concur: Blease, Acting P.J.

Butz, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

3

**Court Minutes**

**August 5, 2008 continued**

- C057582      THE PEOPLE v. POTTER      (Not For Publication)**  
The trial court is directed to prepare a corrected abstract of judgment reflecting only that the sentence is to run consecutive to defendant's current prison term, deleting the reference to a concurrent term, and to forward a certified copy to the Department of Corrections and Rehabilitation. The judgment is affirmed.  
BLEASE, Acting P.J.  
We Concur: Hull, J.  
Butz, J.
- C056096      MANAVIAN v. STATE OF CALIFORNIA      (Not For Publication)**  
**et al.**  
The judgment (order) is affirmed. Respondent shall recover costs on appeal.  
BLEASE, Acting P.J.  
We Concur: Morrison, J.  
Hull, J.
- C057554      In re WILLIAM K.; SHASTA COUNTY      (Not For Publication)**  
**DEPARTMENT OF SOCIAL SERVICES**  
**v. RONALD F.**  
The orders of the juvenile court are affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Morrison, Acting P.J.  
Butz, J.
- C053435      THE PEOPLE v. MARTINEZ**  
**BY THE COURT:**  
Appellant's petition for rehearing is denied.  
SCOTLAND, P.J.

**August 6, 2008**

- C053157      THE PEOPLE v. HOSSACK et al.      (Not For Publication)**  
The judgments as to defendants Hossack and Delarm are affirmed.  
RAYE, J.  
We Concur: Scotland, P.J.  
Morrison, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

4

**Court Minutes**

**August 6, 2008 continued**

- C054157      THE PEOPLE v. ENGEL      (Not For Publication)**  
The judgment is affirmed.  
NICHOLSON, J.  
We Concur: Scotland, P.J.  
Cantil-Sakauye, J.
- C054478      THE PEOPLE v. LAVENDER et al.      (Not For Publication)**  
The judgment is affirmed.  
RAYE, Acting P.J.  
We Concur: Morrison, J.  
Robie, J.
- C056846      THE PEOPLE v. EDWARDS      (Not For Publication)**  
The judgment is affirmed.  
NICHOLSON, J.  
We Concur: Scotland, P.J.  
Cantil-Sakauye, J.
- C054285      EARL'S MAIL SERVICE, INC. v.      (Not For Publication)**  
**TOONE et al.**  
The portion of the judgment awarding Earl's Mail Service, Inc. damages against Lawrence O. Toone for unpaid payroll tax liability (\$227,512), income tax liability (\$58,950), payroll tax penalty (\$118,000), accounting fees (\$60,000), and money due from Jerry's Delivery Service (\$47,733) is reversed. The remainder of the judgment, in the amount of \$208,760, is affirmed. The parties shall bear their own costs on appeal. ...  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Davis, J.
- C055220      BARFIELD v. BARFIELD III      (Not For Publication)**  
The appeal is dismissed.  
NICHOLSON, J.  
We Concur: Scotland, P.J.  
Cantil-Sakauye, J.
- C055482      GREENUP et al. v. GREENWOOD      (Not For Publication)**  
**et al.**  
The judgment is affirmed. Defendants are awarded their costs on appeal.  
...  
NICHOLSON, J.  
We Concur: Davis, Acting P.J.  
Hull, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

5

**Court Minutes**

**August 6, 2008 continued**

**C055215      In re RICKY S.; THE PEOPLE v.                      (Not For Publication)  
RICKY S.**

The juvenile court's ruling finding the minor competent is vacated and its sustaining of the petition is reversed. The matter is remanded for further proceedings.

BLEASE, Acting P.J.  
We Concur: Morrison, J.  
Cantil-Sakauye, J.

**August 7, 2008**

**C055113      LOCKRIDGE v. SAN JUAN UNIFIED                      (Not For Publication)  
SCHOOL DISTRICT**

The judgment of dismissal is affirmed.

HULL, J.  
We Concur: Scotland, P.J.  
Sims, J.

**C057579      In re S.B. et al.; BUTTE COUNTY                      (Not For Publication)  
DEPARTMENT OF EMPLOYMENT  
AND SOCIAL SERVICES v. S.B.**

The orders of the juvenile court denying appellant's petition for modification and terminating her parental rights are affirmed.

MORRISON, Acting P.J.  
We Concur: Robie, J.  
Cantil-Sakauye, J.

**August 8, 2008**

**C055997      In re BOBBY B.; SACRAMENTO                      (Not For Publication)  
COUNTY DEPARTMENT OF HEALTH  
AND HUMAN SERVICES v. CECILIA  
B.; BOBBY B.**

The orders of the juvenile court are affirmed.

HULL, J.  
We Concur: Blease, Acting P.J.  
Butz, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

6

**Court Minutes**

**August 8, 2008 continued**

**C059175      PATRICIA C. v. THE SUPERIOR      (Not For Publication)  
COURT OF SACRAMENTO;  
COUNTY; SACRAMENTO COUNTY  
DEPARTMENT OF HEALTH AND  
HUMAN SERVICES et al.**

The writ petition is denied. The request for a stay is denied as moot.  
SCOTLAND, P.J.

We Concur: Nicholson, J.  
Butz, J.